

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS

DEFENDANTS

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

| | | TORTS | ACTIONS UNDER STATUTES | | | |
|--|--|--|---|---|--|-----------------|
| CONTRACT | PERSONAL INJURY | PERSONAL INJURY | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES | |
| [] 110 INSURANCE | [] 310 AIRPLANE | [] 367 HEALTHCARE/ | [] 625 DRUG RELATED | [] 422 APPEAL | [] 375 FALSE CLAIMS | |
| [] 120 MARINE | [] 315 AIRPLANE PRODUCT | PHARMACEUTICAL PERSONAL | SEIZURE OF PROPERTY | 28 USC 158 | [] 376 QUI TAM | |
| [] 130 MILLER ACT | LIAIBILITY | [] 365 PERSONAL INJURY | 21 USC 881 | [] 423 WITHDRAWAL | [] 400 STATE | REAPPORTIONMENT |
| [] 140 NEGOTIABLE INSTRUMENT | [] 320 ASSAULT, LIBEL & SLANDER | PRODUCT LIABILITY | [] 690 OTHER | 28 USC 157 | [] 410 ANTITRUST | |
| [] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT | [] 330 FEDERAL EMPLOYERS' LIABILITY | ASBESTOS PERSONAL INJURY PRODUCT LIABILITY | PROPERTY RIGHTS | [] 820 COPYRIGHTS | [] 430 BANKS & BANKING | |
| [] 151 MEDICARE ACT | [] 340 MARINE | PERSONAL PROPERTY | [] 830 PATENT | [] 880 DEFEND TRADE SECRETS ACT | [] 450 COMMERCE | |
| [] 152 RECOVERY OF DEFANTED STUDENT LOANS (EXCL VETERANS) | [] 345 MARINE PRODUCT LIABILITY | [] 370 OTHER FRAUD | [] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION | [] 840 TRADEMARK | [] 460 DEPORTATION | |
| [] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS | [] 350 MOTOR VEHICLE | [] 371 TRUTH IN LENDING | SOCIAL SECURITY | [] 861 HIA (1395ff) | [] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) | |
| [] 160 STOCKHOLDERS SUITS | [] 355 MOTOR VEHICLE PRODUCT LIABILITY | 380 OTHER PERSONAL PROPERTY DAMAGE | LABOR | [] 862 BLACK LUNG (923) | [] 480 CONSUMER CREDIT | |
| [] 190 OTHER CONTRACT CONTRACT PRODUCT LIABILITY | [] 360 OTHER PERSONAL INJURY | [] 385 PROPERTY DAMAGE | STANDARDS ACT | [] 863 DIWC/DIWV (405(g)) | [] 485 TELEPHONE CONSUMER PROTECTION ACT | |
| [] 195 FRANCHISE | [] 362 PERSONAL INJURY - MED MALPRACTICE | PRODUCT LIABILITY | [] 710 FAIR LABOR STANDARDS ACT | [] 864 SSID TITLE XVI | [] 490 CABLE/SATELLITE TV | |
| | ACTIONS UNDER STATUTES | PRISONER PETITIONS | [] 720 LABOR/MGMT RELATIONS | [] 865 RSI (405(g)) | [] 850 SECURITIES/ COMMODITIES/ EXCHANGE | |
| | CIVIL RIGHTS | [] 463 ALIEN DETAINEE | [] 740 RAILWAY LABOR ACT | FEDERAL TAX SUITS | [] 890 OTHER STATUTORY ACTIONS | |
| | | [] 510 MOTIONS TO VACATE SENTENCE | [] 751 FAMILY MEDICAL LEAVE ACT (FMLA) | [] 870 TAXES (U.S. Plaintiff or Defendant) | [] 891 AGRICULTURAL ACTS | |
| | | 28 USC 2255 | [] 790 OTHER LABOR LITIGATION | [] 871 IRS-THIRD PARTY | [] 893 ENVIRONMENTAL MATTERS | |
| | | [] 530 HABEAS CORPUS | [] 791 EMPL RET INC SECURITY ACT (ERISA) | 26 USC 7609 | [] 895 FREEDOM OF INFORMATION ACT | |
| | | [] 535 DEATH PENALTY | | | [] 896 ARBITRATION | |
| | | [] 540 MANDAMUS & OTHER | | | [] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION | |
| REAL PROPERTY | [] 440 OTHER CIVIL RIGHTS (Non-Prisoner) | PRISONER CIVIL RIGHTS | IMMIGRATION | | [] 950 CONSTITUTIONALITY OF STATE STATUTES | |
| [] 210 LAND CONDEMNATION | [] 441 VOTING | | [] 462 NATURALIZATION | | | |
| [] 220 FORECLOSURE | [] 442 EMPLOYMENT | | APPLICATION | | | |
| [] 230 RENT LEASE & EJECTMENT | [] 443 HOUSING/ ACCOMMODATIONS | [] 550 CIVIL RIGHTS | [] 465 OTHER IMMIGRATION ACTIONS | | | |
| [] 240 TORTS TO LAND | [] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT | [] 555 PRISON CONDITION | | | | |
| [] 245 TORT PRODUCT LIABILITY | [] 446 AMERICANS WITH DISABILITIES - OTHER | [] 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT | | | | |
| [] 290 ALL OTHER REAL PROPERTY | [] 448 EDUCATION | | | | | |

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?

IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN x IN ONE BOX ONLY)

| | | | | | | |
|---|---|--|---|--|---|---|
| <input type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from (Specify District) | <input type="checkbox"/> 6 Multidistrict Litigation (Transferred) | <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge |
| <input type="checkbox"/> a. all parties represented | | | | | | <input type="checkbox"/> 8 Multidistrict Litigation (Direct File) |
| <input type="checkbox"/> b. At least one party is pro se. | | | | | | |

(PLACE AN x IN ONE BOX ONLY)

1 U.S. PLAINTIFF 2 U.S. DEFENDANT 3 FEDERAL QUESTION 4 DIVERSITY
(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.**CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

| | | | | | | | |
|--------------------------|--------------|--------------|---|------------------------|---|--------------|--------------|
| CITIZEN OF THIS STATE | PTF [] 1 | DEF [] 1 | CITIZEN OR SUBJECT OF A FOREIGN COUNTRY | PTF DEF [] 3 [] 3 | INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE | PTF [] 5 | DEF [] 5 |
| CITIZEN OF ANOTHER STATE | [] 2 | [] 2 | INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE | [] 4 [] 4 | FOREIGN NATION | [] 6 | [] 6 |

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)**DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)****DEFENDANT(S) ADDRESS UNKNOWN**

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN

DATE

Edward Reilly

SIGNATURE/OF ATTORNEY OF RECORD

RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
 [] YES (DATE ADMITTED Mo. _____ Yr. _____)
 Attorney Bar Code #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

